

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office SEP 16 1997
Returned to applicant for correction OCT 02 1997
Corrected application filed DEC 01 1997
Map filed DEC 01 1997

The applicant Continental Lime Inc., hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is underground
2. The amount of water applied for is 0.02 second-feet
 - (a) If stored in reservoir give number of acre-feet
3. The water to be used for Industrial and domestic
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated NA
 - (b) Stockwater, state number and kinds of animals to be watered NA
 - (c) Other use (describe fully under No. 12. "Remarks") Potable water for office
 - (d) Power:
 - (1) Horsepower developed NA
 - (2) Point of return of water to stream NA
5. The water is to be diverted from its source at the following point SW $\frac{1}{4}$, NW $\frac{1}{4}$, Section 28, T36N, R40E, MDB&M, or at a point from which the NE corner of Section 28, T36N, R40E, MDB&M bears N69° 06' 14" E a distance of 5222.13 feet.
6. Place of Use parcel within the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Sec 28, T36N, R40E, MDB&M
7. Use will begin about Jan. 1 and end about Dec. 31 of each year.
8. Description of proposed works water is developed from a drilled well, 100 feet deep, 6-inch casing via a $\frac{1}{2}$ hp. 10 GPM submersible pump to a 3000 gallon tank and chlorinator system
9. Estimated cost of works \$15,000.00
10. Estimated time required to construct works 14 days
11. Estimated time required to complete the application of water to beneficial use 3 years
12. Remarks: This application request is for a new well at our Golconda Lime trans-loading terminal, water will be used, for supply to our office building restroom, with one toilet and one

wash basin, and for yard dust suppression and equipment washdown. This is for a 24 hour per day, 365 day per year operation with anticipated usage of 185,000 gallons per year.

David J. Krohn
By s/David J. Krohn
670 East 3900 South - Suite 200
Salt Lake City, UT 84107

Compared my/CMS dl/cms

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.02 cubic feet per second, **but not to exceed 0.57 acre-feet annually.**

Work must be prosecuted with reasonable diligence and be completed on or before:

May 6, 2000

Proof of completion of work shall be filed before:

June 6, 2000

Application of water to beneficial use shall be filed on or before:

May 6, 2002

Proof of the application of water to beneficial use shall be filed on or before:

June 6, 2002

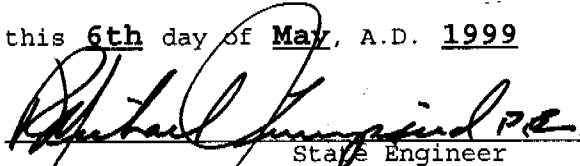
Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 6th day of May, A.D. 1999


State Engineer

Completion of work filed DEC 12 2001

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____